

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 14-225
Plaintiff,)
)
v.)
) DETENTION ORDER
JOSHUA L. HOY,)
)
Defendant.)
_____)

Offense charged: Unlawful Possession of Ammunition

Date of Detention Hearing: June 9, 2014.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged by Complaint with possessing ammunition, having been

01 previously convicted of felony offenses consisting of Felony Theft in the Second Degree,
02 Controlled Substance Possession (Methamphetamine) Without a Prescription (two separate
03 charges), and Unlawful Firearm Possession in the Second Degree.

04 2. Defendant's criminal record includes multiples failures to appear, failures to
05 comply, and bench warrant activity. An active warrant from Everett Municipal Court is
06 outstanding for failing to report for a 10 day jail sentence. While under the Department of
07 Corrections supervision, DOC advised that defendant's compliance was marginal, with
08 violations and resulting warrant activity.

09 3. Defendant has been unemployed for approximately four years. Although
10 completing an intensive outpatient treatment program, defendant continues to use
11 methamphetamine.

12 4. Defendant poses a risk of nonappearance due to unemployment, daily substance
13 abuse, pending charges in Snohomish County Superior Court, and prior failures to comply and
14 failures to appear. He poses a risk of danger due to substance abuse and prior criminal record.

15 5. There does not appear to be any condition or combination of conditions that will
16 reasonably assure the defendant's appearance at future Court hearings while addressing the
17 danger to other persons or the community.

18 It is therefore ORDERED:

19 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
20 General for confinement in a correction facility separate, to the extent practicable, from
21 persons awaiting or serving sentences or being held in custody pending appeal;

22 2. Defendant shall be afforded reasonable opportunity for private consultation with

counsel;

3. On order of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United State Pretrial Services Officer.

DATED this 9th day of June, 2014.



Mary Alice Theiler
Chief United States Magistrate Judge